

Amend Section 44-111.4 to read:

44-111 PAYMENTS EXCLUDED OR EXEMPT FROM CONSIDERATION AS INCOME

.1 - .3 (Continued)

.4 Exclusions or Exemptions of Other Payments and Income

.41 - .473 (Continued)

.48 Benefits and related allowances received from the United States Department of Veterans Affairs

.481 Education, training, vocation and rehabilitation benefits, and related allowances received from the United States Department of Veterans Affairs are exempt from consideration as income.

a. Benefits and related allowances include, but are not limited to:

- (1) Yellow Ribbon Program
- (2) Survivors' and Dependents' Educational Assistance (DEA) Program Chapter 35
- (3) Vocational Rehabilitation and Employment (VR&E) Services
- (4) National Call to Service Program
- (5) Compensated Work Therapy (CWT)
- (6) Tutorial Assistance
- (7) Monthly Housing Allowance
- (8) Licensing and Certification Reimbursement
- (9) Work Study
- (10) Ground Infantry (GI) Bill implemented by Senate Bill 1767, formerly known as the Servicemen's Readjustment Act of 1944 and the Galvanized Iron Bill

b. Individuals eligible to receive the exemption include:

- (1) Veterans
- (2) Dependents of a veteran
- (3) Spouse of a veteran who either died in the line of duty or has a service-connected disability

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The following examples apply to education, training, vocation and rehabilitation benefits and related allowances from the United States Department of Veterans Affairs only:

- (1) Example: A veteran with an Assistance Unit (AU) of 3 in Region 1 receives \$500 in Veterans Disability Compensation (VDC) income, which receives a \$225* disability-based unearned income disregard. The veteran receives benefits from the Compensated Work Therapy (CWT) program in the amount of \$238 per month. The veteran also attends community college and receives assistance through the Ground Infantry (GI) Bill, including \$552 each semester for tuition and fees, \$2,108 per month for a monthly housing allowance and \$500 each semester for books.
- (2) Amounts received from the GI Bill and the CWT program are exempt. Income from VDC is considered income after the disability-based unearned income disregard is applied.

Computation of Benefits and Allowances to Determine Monthly CalWORKs Grant Amount

<u>\$ 500</u>	<u>Disability-Based Unearned Income</u>
<u>- 225</u>	<u>Disability-Based Income Disregard*</u>
<u>\$ 275</u>	<u>Nonexempt Disability-Based Income</u>
<u>\$ 238</u>	<u>CWT program amount earned per month (Exempt)</u>
<u>\$ 552</u>	<u>GI Bill tuition and fees per semester</u>
<u>2,108</u>	<u>Housing allowance per month</u>
<u>+ 500</u>	<u>Book Stipend</u>
<u>\$3,160</u>	<u>Total GI Bill Amount (Exempt)</u>
<u>\$ 983</u>	<u>Current Maximum Aid Payment (MAP) for AU of 3**</u>
<u>- 275</u>	<u>Nonexempt disability-based income</u>
<u>\$ 708</u>	<u>Monthly CalWORKs Grant Amount</u>

*Disability-based unearned income disregard = \$225; income disregard amounts are subject to change.

**Exempt MAP for AU of 3, Region 1 = \$983; MAP amounts are subject to change.

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Authority cited: Sections 10553 and 10554, Welfare and Institutions Code; SB 72 (Chapter 8, Statutes of 2011), Section 42 and Senate Bill 1041 (Chapter 47, Statutes of 2012).

Reference: Sections 10553, 10554, 11008.15, 11250.9, 11265.2, 11322.6, 11322.6(f)(3), 11322.85, 11157, 11450.5, 11450.12, and 11451.5, Welfare and Institutions Code; Section 8, Public Law 93-134; Section 2, Public Law 98-64; Section 13736, Public Law 103-66; Section 1, Public Law 100-286, Section 202(a), Public Law 100-485 and 20 USC 1087uu; 45 CFR 233.20(a)(3)(iv)(B), (a)(3)(xxi), 45 CFR 233.20(a)(4)(ii); (a)(4)(ii)(d); 45 CFR 233.20(a)(4)(ii)(p) and (q); 45 CFR 233.20(a)(11)(v)(C); 45 CFR 400.66; 45 CFR 401.12; Federal Action Transmittals ACF-AT-94-27 and 94-4 and FSA-IM-89-1; 45 CFR 233.20(a)(1)(ii); 45 CFR 233.20(a)(3)(x); and Cadaret v. Wagner (Super. Ct. Sacramento County, 2011, No. 34-2009-80000302, Stipulation for Settlement and Order).